# IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF DELAWARE

In re:	)	
	)	Civil Action No. 06-610 (SLR)
Fleming Companies, Inc., et al.	)	
	)	Bankruptcy Case No. 03-10945 (MFW)
	)	
	)	Relates to Docket No. 4

#### **AFFIDAVIT OF SERVICE RE:**

### NOTICE OF STATUS CONFERENCE SCHEDULED FOR NOVEMBER 28, 2006 AT 10:00 A.M. EASTERN TIME

- I, Yvette Knopp, state as follows:
- 1. I am over eighteen years of age and I believe the statements contained herein are true based on my personal knowledge. My business address is c/o BMC Group, Inc. (f/k/a Bankruptcy Management Corporation), 1330 East Franklin Avenue, El Segundo, California 90245.
- 2. On November 9, 2006, at the direction of Pachulski, Stang, Ziehl, Young, Jones & Weintraub, LLP, Co-Counsel for the Post Confirmation Trust, I caused the above referenced document attached hereto as Exhibit 1 to be served on the Affected Parties listed in Exhibit 2.

///

3. All parties were served via first-class mail and deposited with the United States Postal Service with postage thereon fully prepaid.

I declare under penalty of perjury that the foregoing is true and correct.

DATED: November 16, 2006 El Segundo, California

State of California ) ss County of Los Angeles

Personally appeared before me on November 16, 2006, Yvette Knopp, an individual, known to me to be the person who executed the foregoing instrument and acknowledged the same.

> JAMES H. MYERS Commission # 1589628 Notary Public - California Los Angeles County

## **EXHIBIT 1**

# IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF DELAWARE

In re:	)
Fleming Companies, Inc.,et al.	)Civil Action No. 06-610 (SLR) )
	) )Bankruptcy Case No. 03-10945 (MFW) ) ) )

Hearing: November 28, 2006 at 10:00 a.m. ET

### NOTICE OF STATUS CONFERENCE SCHEDULED FOR NOVEMBER 28, 2006 AT 10:00 A.M. EASTERN TIME

PLEASE TAKE NOTICE that pursuant to the Court Order attached hereto as Exhibit A, the objections to the claims listed on the attached Exhibit B are scheduled for a Status Conference before The Honorable Sue L. Robinson Chief Judge, United States District Court for the District of Delaware, J. Caleb Boggs Federal Building, 844 N. King Street, Courtroom 6B, Wilmington, DE 19801 on November 28, 2006 at 10:30 a.m. prevailing Eastern Time:

Dated: November 9, 2006

PACHULSKI STANG ZIEHL YOUNG JONES

& WEINTRAUB LLP

Laura Davis Jones (Bar No. 2436) Scotta E. McFarland (Bar No. 4184) 919 North Market Street, 17th Floor

Post Office Box 8705

Wilmington, Delaware 19899-8705 (Courier No. 19801)

Telephone: (302) 652-4100 Facsimile: (312) 652-4400

and

KIRKLAND & ELLIS LLP
Richard L. Wynne (CA Bar No. 120349)
Erin N. Brady (CA Bar No. 215038)
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Los Angeles, CA 90017
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# **EXHIBIT A**

Page 6 of 12

# IN THE UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF DELAWARE

In re:	) Chapter 11
Fleming Companies, Inc., et al., Debtors.	Case No. 03-10945 (MFW) (Jointly Administered)  C'IV. No. Ols - 600-568

# ORDER WITHDRAWING THE REFERENCE FROM THE UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF DELAWARE

Upon consideration the PCT's motion to for an order withdrawing the reference from the United States Bankruptcy Court for the District Court for the District of Delaware with respect to the PCT's objection to the personal injury claims; and it appearing that the relief requested herein is in the best interests of the PCT, the PCT, and its creditors; and notice of the PCT's motion having been provided to (i) the United States Trustee; (ii) the claimants subject to the PCT's objection; and (iii) all parties that have requested special notice pursuant to the Court's October 20, 2004 order limiting service; and it appearing that no other or further notice need be given; and sufficient cause appearing therefor:

#### IT IS HEREBY ORDERED THAT:

1. The Motion is granted.

The former Debtors whose cases are still open are: Core-Mark International, Inc.; Fleming Companies, Inc.; ASI Office Automation, Inc.; C/M Products, Inc.; Core-Mark Internalized Companies, Inc.; Core-Mark Mid-Continent, Inc.; General Acceptance Corporation; Head Distributing Company; Marquise Ventures Company, Inc.; and Minter-Weisman Co.

2. The District Court for the District of Delaware hereby withdraws the reference with respect to PCT's Sixty-First Omnibus Objection to Claims currently pending in case number 03-10945(MFW).

3. The District Court shall hold a status conference on this matter on
11 36 06 at 10:10 mThe PCT shall give the claimants written notice of the time and
place of this status conference on or before 11/10/06

Dated: 11/6/06

EXHIBIT B

### List of Claimants Subject to This Objection

Claimant	Claim Number	Responded to PCT's  Meet-And-Confer Letter
Bernadette Caffalio	14927	Yes
Cynthia Chamberlain	9480	No
Craig Engblom	7012	Yes
Melissa Fulgum	15173	Yes
Rene Jackson	18478	Yes
Leon Labate	7506	Yes
Isabel Nunez	11898	Yes
Gary Olson	10101	Yes
Adalberto Pastor	13993	No
Eloisa Perez	13299	No

## **EXHIBIT 2**

## for Fleming

Total number of parties: 11

### **Exhibit 2 - Fleming Mailing**

Svc Lst	Name and Address of Served Party	Mode of Service	
22077	CEFFALIO, BERNADETTE, FAKLIS & TALLIS, BRIAN C THOMAS, 221 NORTH LA SALLE ST, 28TH FL, CHICAGO, IL, 60601-1515	US Mail (1st Class)	
22077	CHAMBERLAIN, CYNTHIA, C/O AASE & KIRSCHER PLLC, 180 5TH ST E STE 255, SAINT PAUL, MN, 55101-1764	US Mail (1st Class)	
22077	ENGBLOM, CRAIG, 2616 ANDREW ST, DULUTH, MN, 55811	US Mail (1st Class)	
22077	FULGUM, MELISSA, 1320 E WALNUT, DES PLAINES, IL, 60016	US Mail (1st Class)	
22077	JACKSON, RENEE J, 1905 PARKWOOD DR #311, SOUTH ST PAUL, MN, 55075-1354	US Mail (1st Class)	
22077	LABATE, LEON, 13 STANTON AVE, BORDENTOWN, NJ, 08505	US Mail (1st Class)	
22077	LABATE, LEON, HACK PIRO ODAY ET AL, WILLIAM J O'DAY, 30 COLUMBIA TPKE, PO BOX 941, FLORHAM PARK, NJ, 07932-0941	US Mail (1st Class)	
22077	NUNEZ, ISABEL, C/O NANCY UNDEM ATTY AT LAW, 1187 COAST VLG RD, STE 1 415, MONTECITO, CA, 93108	US Mail (1st Class)	
22077	OLSON, GARY, C/O ROBERT N CAMPBELL ESQ 95679, 1648 RIVERSIDE DR, CAMPBELL & CLARK, REDDING, CA, 96001	US Mail (1st Class)	
22077	PASTOR, ADALBERTO, 3543 SW 13TH TERRACE, MIAMI, FL, 33145	US Mail (1st Class)	
22077	SHANNAN DUGAN ESQ, 655 MONTGOMERY ST, STE 1200, SAN FRANCISCO, CA, 94111	US Mail (1st Class)	
Subtotal for this group: 11			